File No. AFD 90 FDF 69.

MYSORE GOVERNMENT SECRETARIAT

Notes/Correspondence/Collection

Department Agriculture & Forest Section (Forest-A)

Subject :— Retiring Gratuity Scheme - Introduction of in the Industrial Concerns of the Forest Department. — Notification of - delegation of powers reg: Annual Gratuity etc.

Earlier References :— AFD 16 FDF 62. ~~AF~~

Later References :— Clubbed to this AFD 90 FDF 69 (II)

AFD 200 FDF 73.

30/8/69 - Final 28/6/72

(Classification A/B/C)

28/6/72

Notes Pages 16

Correspondence Pages 115

For/Not for Section note Book

To be destroyed after 1977

27-10-72

Under Secretary to Government.

ಸರ್ಕಾರದ ಅಧೀನ ಕಾರ್ಯದರ್ಶಿ,
ಅರಣ್ಯ, ಗಣಿ ಮತ್ತು ಜೀವಿ
ಶಾಸ್ತ್ರ ಇಲಾಖೆ (ಅರಣ್ಯ-ಬಿ)

79

DOCKET SHEET

Department: Agriculture and Forest.

File No. AFD 90FDP69

Section (Fum-A)

Volume:

SUBJECT

Forest Deptt. – Retiring gratuity scheme – Introduction of in the Industrial concerns & notification of – delegation of powers reg. sanction of gratuity etc.

Number and date 1	To whom sent 2	Instructions 3
Dy. Secy., A & F No. 3330 22.6.1970		
Secy., A. & F. No. 5293 Date 7/8/70.	FD	
	R. & I. SECTION F.D. No 14711 Date 31/7 Section S11	
	GC	
R. & I. SECTION F.D. No Date Section	S11	
	CR	
10/8	BR	
	SA 11/8	
5939 3.9.70		
Min. of St. Forests. No. 16[illegible] Date 3/9 9/9/70	Secy A&F. WS	

[P.T.O.

WD—06111—GPB—2,000 pads of 100 shts. each—4-9-69

Number and date 1	To whom sent 2	Instructions 3
13/11/20	DS.	
29-4-71	7-D.	

80

R. & I. SECTION
F.C.S. & I.P.
No. 07932
Date 9 APR 1970
Section

Sub DRP
9/4/70

F.C.L.D. (E & T)
No. 1069 Date. 10.4.70

F.C.L.D. (Lab-B).
No. 1796 Date. 15/4

C & I

M. G. S.

Subject: Retiring gratuity Scheme - Introduction of the same in the Industrial concerns of the Govt Deptt - powers to sanction gratuity - reg.

File No. AFD 90 FDP69

WD 01050—GPB—8,00,000 13-12-65

Sl. no. I (Receipt). - Letter no. A3-63-I EF-238/61-62 dt. 12-8-1969 from the CCF (Dm. 5235/FA/69).

Note. I

1) Please see the report of the CCF and enclosures at Sl. no. I (pp 3-4 cf) in regard to proposal on the delegation of powers to sanction gratuity to the Industrial employees of the Govt Deptt ordered in Govt notification no. CI 43 DGC-69 dt. 11-7-1969 - vide pp 2-1 cf.

(2) It may be further in this connection that the "Mysore Govt Industrial concerns Employees Retiring gratuity Rules, 1962 as administrated in Govt notification no. CI 321 CO-62 dt. 5-6-1962 as further amended in the notifications indicated below are made applicable to the industrial concerns of the Govt Deptt also :-

pp 1-9/flag (1)

flag (1) -

p.10 — i) Govt notification no. CI 64 ICO-62 dt. 11-9-1962.

p 11 — ii) —do— no. CI 101-ICO-62 dt. 7-12-1962

p 12 — iii) —do— no. CI 26 ICO-63 dt. 16-7-1963.

p 13 — iv) —do— no. CI 47 ICO-63 dt. 13-2-1964.

vi) Govt. notification no. CI 38 IPF-64 dt. 23-9-1964. — p14
vii) —do— no. CI 38 IPF-64 dt. 5-5-1965 — p15 } flag (T)
viii) —do— no. CI 43 DGC-69 dt. 11-7-1969. — p19

3 It is seen from the above Notifications (3) and in particular Govt. notification no. CI 101-ICC-62 dt. 7-12-1962, "XII" — deals with the authority competent to sanction gratuity and the same is defined as follows:- p11 - flag (T)

". The authority competent to sanction gratuity under these Rules shall be the Bench of the industrial concern in respect of claims relating to persons employed in the industrial concern under their charge".

4) In the aforesaid circumstances, (4) the opinion of the CGF that the authority competent to sanction the gratuity in the instance Govt. industrial concern gratuity Rules 1962 has not been indicated does not appear to be wholly correct. However, in the light of the amendment issued in Govt. notification dt. 7-12-1962, p11 - flag (T) the views of the CGF will be called for as to here best the

WD 01050—GPB—8,00,000 13-12-65

amendment will or will not suit the purpose of the Town Depot in regard to the ranchm of epability etc. in the first instance before proceeding the matter further. Draft letter put up to CCF to transfer for consideration and approval.

1
2/9/69

Sue
2/9/69
ISSUED
Dated 4/9

Sl. no. II (inw) - Enq. letter no. AFD 90FDP69 dt. 4.9.69 addressed to the CCF.

Sl. no. III (receipt) Letter no. A3-63-IET-238/61-62 dt. 8-9-1969 from the CCF (Dom 5899/69)

Sl. no. IV (receipt) Letter no. A3-63-IET-238/61-62 dt. 15-10-69 from the CCF (Dom 6767/69).

Sl. no. V (receipt) - Letter dt. 28.11-1969 from Sri. M. S. Chandrasaraman (Dom. 7821/FA/69).

Sl. no. VI (receipt) - Letter no. A3-63-IET-238/61-62 dt. 17-12-1969 from the CCF (Dom. 8240/69)

Sl. no VII (receipt) - Letter dt. 12-1-70 from Sri. M. S. Chandrasaraman, B'dne addressed to Com (Dom. 351/FA/70).

Sl. no. VIII & IX (receipt) - Letter no. A3-63-IET-238/61-62 dt. 6.2.70 from the CCF (Dom. 1045/69) & Dm. 1043/FA/69).

note-II. Please see Sl. no. VII to IX (pp 18-7 ef)

Subject: File No. AFD 90FDP69. 94 M. G. S.

(1)

5) The issues raised in the reports of the CCF furnished in his letters no. A3-63-IET-238/61-62 dt. 8-9-69 (p67) and 15-10-69 (p104) are to the following effect:-

i) Whether the employees working against the temporary posts in the industrial concerns of the Fors Dept could be given the Retiring gratuity as contemplated in Govt notification No. CI 63 DG69 dt. 11-7-1969 (pp2-14) in the context of Sub-rule no. 8 of Rule III of the Mysore Govt Retiring Gratuity Rules, 1962 as enunciated in Govt notification no. CI 321 CO62 - flag (pp1-9) dt. 5-6-1962 ex.

ii) Whether Retiring gratuity could be given to the industrial concerns of the Forest Dept in addition to Retirement Bonus as contemplated in G.O. no. D. 260-266-I x C-52-44-5- dt. 6-15-7-1946 (of the Work Force Rules, 1946). — flag (5)

iii) That in respect of the claims of the Employees of the industrial concerns of the Fors Dept with regard to Retiring gratuity as ordered in Mysore Industrial Concerns Employees Retiring Gratuity (First amendment) Rules, 1969, the CCFs concerned in whose jurisdiction the industrial concerns, lie shall be vested with power to sanction the same and CCF-

may be vested with powers to decide appeals arising in that behalf etc.

(2) b) As regards the first question referred to overleaf, it may be pointed out in this connection that the very object of the Andhra Pradesh Industrial Employees' Retiring Gratuity (First Amendment) Rules 1969 as referred to in the notification no. GT 43 DGC 69 dt. 11-7-69 is to give benefits of such gratuity to the Employees in temporary services also, and the same will be clear from clauses (i) & (ii) of Sub Rule 10 of Rule III. Further, the amended Rule III, Sub-Rule 10 being in the nature of amplication of and complementary to other Rules in question, cannot be obviously in conflict with Sub Rule 8 of Rule III as adduced by the C.P.

(3) As for the second question, the presumption of the C.P. is patently wrong in that the Work Service Rules 1946 as also the Andhra Pradesh Industrial concerns Employees Retiring Gratuity Rules 1962, referred to are clear on the point. Firstly, the Bonus on Retirement and Bonus to the dependents

AFD 90FDP69.

86

of the deceased Employee under Rule no. 23 & 24 of the Work Services Rules, 1946 as made applicable to the Industrial concerns Employees of the Farm Dept. also, are given to those who are not entitled to the benefits of the Provident Fund, the contribution to which, is compulsory under Rule 20, WSR, 1946. Hence, the grant of Retiring Gratuity under Sub Rule (3) of Rule III of the Mysore Gov. Industrial Concerns Employees Retiring Gratuity Rules, 1962, is only by way of concession and is given at the discretion of the Gov. in addition to the benefits given under Provident Fund to the Employee or his wife and dependent children etc. — vide Sub Rule (1) & (2) of Rule III. That being the case, the question of granting Retiring Gratuity in addition to Bonus on retirement and Bonus to the dependents of the deceased as per Rule no 23 & 24 of the Work Service Rules 1946, does not appear to arise.

4) With regard to point (iii) in relation to (4) the authority competent sanction gratuity etc. kind attention is invited to Gov. notification no. CI 101 ICO 62 — P II cf dt. 7-12-1962, As the industrial concerns of the Farm Dept. are not under the control of Board of management

as in the case of the Industrial concerns coming under the jurisdiction of the Commerce & Industries Deptt, but are directly under Forest Deptt, the suggestion of the CCF to authorise the Conservators of Forests concerned to sanction Retiring Gratuity claims of the employees of the industrial concerns lying within their jurisdiction, and to vest the CCF with powers to decide appeals arising in that behalf, may perhaps be agreed to until further orders.

It may be pointed out in this connection the question of the constitution of the Board of management for the industrial concerns of the Forest Deptt is under consideration of Govt in file no. RFD 14 FDP67 separately, and till such the question would take some more time to materialise after detailed examination, the question of vesting powers to the CCF and the CFs as indicated above, and on the analogy of such orders issued in Ltr no. RFD 90FDP60 dt. 16-5-1961 have been brought of the CCF which may perhaps be accepted and orders issued accordingly with the concurrence of F.C.L. (ex-officio)

AFD 90FDP69.

88

⊗ - pp 23-22 cf

10) Draft letter to the CEF clarifying the issues raised in his letter no A3-63-IET-238/61-62 dt 8-9-1969, and draft ⊗ l.o. seeking powers to the CFs to sanction Retiring Gratuity and CEF to decide appeals in that behalf and refer to in his letter no. A3-63-IET-238/61-62 dt 15-10-1969 put up are consideration and approval. (6)

⊗ - p. 24 cf

p 7 cf

p 10 cf

11) Food & Civil Supplies, C&S and Finance may see for concurrence. (7)

6/4/70.

1/30/3.

Dy. Secy. A&P
No. 1872 6/4.

6/4/70

Dy)

F, C.S & L)

MH-III

6/4
9/4

12) Seen & returned

14/4/70

R. & I. SECTION
C&LD.
No.
Date 17 APR 1970
Section D

17/4

S 17/4.

C.L.D.)

AFD 90FDP69

89

note-IV.

13) A.&F.D. may please indicate the points on which the remarks of C&I Deptt. are required in the matter.

19/6/70

24048 3/11 12/6

Ag(7)

AFD 4660FA70
22/6.

20/6/70

note-V

14) Kind attention of C&I Deptt is invited to the detailed notes in note-II supra. The draft G.O. on p. 24 cf and the draft letter on pp 23-22 cf are proposed to be issued with reference to the notifications no. CI 32/CO.62 dt 7-12-1962 and no. CI 101 IC0 62 dt 5-6-1962 etc, the concurrence of the C&I Deptt is sought for in the matter.

15) With this information, the file may be referred to C&I Deptt. (Ref: note IV supra)

22/6/70

22/6. D.S.

22/6/70

note-VI

C&I

Commerce and Indl Dept.

16) There are two points - (i) authority

R. & I. SECTION
C. & I. D.
No. 2345
Date 23 JUN 1970
Section D
3380

90

competent to sanction retiring gratuity to the employees of the Forest Dept.'s industrial concerns and (ii) sanction of retirement bonues under Rule 23 of W.S.R., in addition to retiring gratuity.

So far as the position regarding these two items in respect of the Industrial Concerns of the C.&I Dept., is concerned, the following remarks are offered :-

(i) Retiring Gratuity:-

In accordance with Govt. Notification No.CI 101 ICO 62, dt. 7.12.62, the Dir.of the Industrial Concern is the authority to sanction the gratuity. In the light of this notification, A.& F.D. may issue necy. orders in consultation with the F.D.

(ii) Retirement Bonus:

Under Rule 23 of the W.S.R. this bonus can be given to the employees who are not entitled to Provident Fund.

The A&FD. may consult F.C.L.Dept. on this point and also F.D.

6-8-70

(K.C.Bothe),
US.,C&ID.

A&FD

5098/FB70

No. 2295/70

Note-VII

1) Please see the remarks of the C&I Dept. on the two issues referred to, of the sanctioning authority for settlement of Retiring Gratuity claims in the Forn Dept. and ii) of the Retirement Bonus etc in note VI supra. In the circumstances the draft G.O. forwarded on p. 24 cf, and draft letter on pp 23-22 cf, may now issue with the concurrence of Finance Dept. The F.C.L. Dept. have already seen the case - vide note III supra.

Submitted (Ref: p. 32 of ch).

3380 1/7/8.

84 U.S. (Tech.) 7-8-1970

D.S.

Note 8.

18) The presumption of this Dept. that the Bonus is not admissible on advances to the P.F. has been confirmed by the correct view of the C&AG Dept.

The only point for consideration is whether the power to sanction the Retirement gratuity, could be delegated to the C.Fs, with appellate power to the CCF, in the light of the C&AG's opinion that it is the Director of the Industrial Concern that is competent to do so. So far as the Forest Dept is concerned, there are no Directors for the industrial Concerns of this Dept, as there is no Board of Management to control the industrial Concerns. Moreover the matter of constituting a Board for the Forest Dept is still under consideration. Pending the decision, there is no harm in designating the CCFs as the Directors competent to sanction the gratuity. For my part, see Notice

5293.

Secy. ~~AFD~~

Note-9

7/8

7/8/70

R 29

AFD 90 FDP69

92

note - 10.

19)

No. FD/3131/SII/70 FD(Services-2)

F.D. has no objection to accept the proposal and for issue of the draft G.O. as at page 24 c.f. A&F. Department may please furnish a copy of the G.O. issued in this regard to F.D. Codification for incorporating necessary provision in the M.F.C.

U.B. Ramachandra
(U.B. Ramachandra)
Special Officer, Finance dept. (P).

5589/F3/70

AFD)

Sri A R 31/8

31/8/70.

note - 11.

20) Please see note no. 7-10 supra. F.D. having agreed in note-10 supra, the draft G.O. on p. 24 of may now issue. The draft letter on pp 23-22 of will also issue in view of the note of C&I Deptt. in note VI supra.

(1)

21) For kind perusal before issue.

D.S.) 31/8.

U.S. (Tech.)
1-9-1970.

(2)

note-12

Dy. Secy. A&P
No. 5207
1/9.

22) The draft G.O. @ Page 24 is for approval.

Secy. A&P

note-13

7/9/70

5939

note-14

note-15

23) Approved

24) Please issue

5/9/70

D/S is ancl

7/9/70

Secy A (F)

ALOK HANUMANTHAIYA
Min. of State for Forests.

Gr. m. XI (issue) - G.O. on AFD 90FDP69 dt. 8-9-70 endorsed to CGF and others.

Gr. m. XII (Receipt) - D.O letter m. ACT/STR/ENG/DMD/310(3) 70-71 dt. 12-8-1970 from the CF Kamara circle (Dm. 5247/FB/70).

note-15

25) Please see p. 34 ef. As regards the delegation of powers to the CFs to sanction Retiring Gratuity claims relating to the secretariat concerns of the Fin Dept., referred to in item no. (2) on p. 34 ef, orders have already been issued in G.O. m. AFD 90FDP70 dt. 8-9-1970 - vide copy on p. 33 ef.

26) As regards item no. (1) on p. 34 ef, draft letter put up on p. 23-22 ef will now issue, if approved. (Ref: note-11 (1 & 2) supra).

27 1/9/9. For kind approval of draft on P. 22 & 23

D.S.

9.9.1970.
U.S. (Tech).

Dy. Secy., A&P
No. 5420
10/9.

28) Issue
11/9/70 14/9/70.

Gr. m. XIII (issue) - Gn. letter m. AFD 90FDP69 dt. 16-9-70 addressed to CGF (general) and copy endorsed to CFs and others.

note-16

Please see note-10 supra. The U.O. note

AFD 90 FDP69

94

put up to Finance (Coordination) forwarding a copy of the l.o. on AFD 90 FDP69 dt. 8-9-1970 to for approval

1/16/9

Please issue

16/9.

Sl. no. 14 (Receipt) Letter no. PV2-25/110 dt. 16-10-1970 from the ctg. (Dm. 6645/FD/70).

Note-14.

Please see p. 37 q. Draft letter put up to ctg. to for approval.

1/13/4 29) For kind perusal before issue

DS)

14/11/70

Dy. Secy. to AF No. 7015 16/11

40) Issue

16/11/70

Sl. no. 15 (Issue) — Fm. letter no. AFD 90 FDP69 dt. 4-1-71 addressed to C.A.G. deputing and carry entrust to CEA.

Sl. No 16 (Receipt)

No. FAD II/H/70-71/229-30 dt. 1-3-71 from the A.G. Bangalore

Note No 15

41) A draft reply is put up for approval at Sl. No. 17/P.43.

20.3.71 21/3

42) Issue

23/3

Sl. 19 25/3/71

Sub

Pl. see wholeness

Sorry this cannot be closed

23.4.71

95

AFD 90 FDG 69

Note No. 16

1471/51

43) Please see Note No. 10. A copy of the G.O. No. AFD 90 FDG 69 dt. 8-9-69 is placed below for being furnished to F.D. (Codification)

26.4.71

Please

F.D.)

29.4.71

Code

No.FD UO 870 Cod 71. Note 17 Finance Department.

44) F.D. has already taken necessary action to incorporate suitable provisions under M.F.P. 1967 Edition in G.O.Mo. FD 50 SCR 70 dt. 20.11.70, a copy of which is placed in the file for reference.

14/5/71

(P.V.Revadi),
Spl.Officer & Ex-Officio Dy.Secretary
Finance Dept.

No.F.D.UO.870Codfn.71
Dated 10/5

A&F Dept)

18/5/71

45) In view of Note 17 above. This may be closed. Cf also seed a copy of G.O. at Flag A.

26/6

46) Please examine if any action at Govt. level is called for on the application on P. 194

20/6.

LEGISLATION
1683
2225/PB/71
18/7/71

96

2) w/r to para 16 supra action has already been taken in P/24 cf and 19 cf, it is unstamped copy. Hence reply is not necessary to the party.

For orders.

22/6

In view of the G.O. issued on P 36 cf & that from V.D. on P 45 cf no further action on this appeals may be closed.

24.6.72

n/c

For kind perusal before closing

26/6/72

27/6/72

Dy. Secy. A.C.T. Dept. & Ex-officio Dy. Secy.

27/6

28/6/72

97 45

PROCEEDINGS OF THE GOVERNMENT
OF MYSORE.
(Finance Department)

Subject:- Delegation of power to the Officers of the Forest Department to sanction payment of Retiring Gratuity.

.....

ORDER NO. FD 50 FCR 1970, DATED BANGALORE, THE 10 NOVEMBER 1970.

With reference to the G.O. No. AFD 90 FDR 69, dated 8-9-1970, the Governor of Mysore is pleased to direct that the following further amendments shall be made to the Manual of financial powers 1967 edition, namely:-

Page No. 356

Insert below item No. 31 the following clauses as indicated below.

Nature of Power.	Limit of power			
	Chief Conservator of Forest	Conservator of Forest	Divisional forest officers	Others
1.	2.	3.	4.	5.
32(a) To sanction Retiring Gratuity claims to the employees in the MysoreIndustrial concerns of the Forest Department.	--	Full Power	--	--
(b) To decide the appeals arising out of such claims.	Full Power	--	--	--

(T.V.Revadi)
Special Officer & Ex-Officio Dy.Secy.
to Govt., Finance Department.

Copy to: The Chief Conservator of Forest, Bangalore;
All Secretaries to Government;
Heads of Departments;
Accountant General, Mysore, Bangalore.

26

CDN*

98 cy

No.AFD 90 FDP 69

GOVERNMENT OF MYSORE

MYSORE GOVERNMENT SECRETARIAT,
VIDHANA SOUDHA,
Dated, Bangalore, 24-3-1971 197

FROM

The *Secretary to the Government of Mysore*
Agriculture & Forest Department.

To

The Accountant General,
Mysore, Bangalore.

Sir,

Sub:- Retiring Gratuity scheme Rules 1962 - Application to the Industrial concerns of the Forest Department.

Ref:- i) Your letter No.PV2/PV2/R5/110 dated 16-10-70.

ii) Govt.letter ofeven No. dated 3-1-1971.

iii) Your letter No. FAD II/H/70-71/229-30 dated 1-3-1971.

With reference to your letter cited (3) above, I am directed to forward herewith a copy of G.O.No. AFD 90 FDP 69 dated 8-9-1970 as requested.

Yours faithfully,

(S.N.Krishna Murthy)
Special Officer & Ex-Officio
Under Secretary to Government,
Agriculture & Forest Department.

Copy for information to the Chief Conservator of Forests (General) in Mysore, Bangalore.

dg/2333/

8/-No. 17 99 43

Subject:- Retiring Gratuity Scheme Rules 1962 - Application to the Industrial Concerns of the Forest Deptt

No. AFD 90 FDP 69

To, The A.G., Bangalore

Sir,

B. 38

Reference:- (1) Your Letter No. PV2/PV2/R5/110 dt. 16-10-70

(2) G.L. of even No. dt. 3-1-71 B. 41

(3) Your Letter No. FAD II/H/70-71/229-30 dt. 1-3-71 B. 42

With reference to your letter cited (3) above, I am directed to forward herewith a copy of G.O. No. AFD 90 FDP 69 dt. 8-9-70 as requested.

B. 33

Yours faithfully,

Sd/- 2/3/73

for C.C.F. & A.F. Deptt.

Copy for information to the C.C.F. (G), Bangalore

S/ No 16

OFFICE OF THE ACCOUNTANT GENERAL, MYSORE BANGALORE.

No.FAD II/H/70-71/229-30 Dt: 1.3.71 100 42

To

The Under Secretary to Government,
Agriculture and Forest Department,
Vidhana Soudha, Bangalore.

Sir,

Sub: Retiring Gratuity Scheme Rules 1962
Application to the Industrial concerns
of the Forest Department.

I am to state that a sum of Rs.30,225=00 being the amount of Gratuity payable to the employees of the Jai Hind Saw Mills, Dandeli has been drawn by the Forest Engineer, Engineering Division, Belgaum in November, 1970 as per the sanction accorded by the Conservator of Forests, Kanara Circle, Dharwar A copy of the Government Order No.AFD 90 FDP 69 dated, 8-9-1970 on the subject may please be sent to this office.

Yours faithfully,

Accounts Officer.

Audit 513

1036/FB/71

08061

2/24/2

Gr. 000.15(Misc) - P. 41

101

GOVERNMENT OF MYSORE

No. AFD 90 FDP 69. (Auds)

MYSORE GOVERNMENT SECRETARIAT,
VIDHANA SOUDHA,
Dated, Bangalore, 3-1-71. ~~20-11-70.~~ 190

FROM

The Secretary to the Government of Mysore,
Agriculture & Forest Department.

To

The Accountant General,
Mysore, Bangalore.

Sir,

Subt:- Mysore Government Industrial concerns Employees Retiring Gratuity Rules 1962 - etc.

Ref:- i) Govt.Order No. AFD 90 FDP 69 dated 8/9-9-1970.
ii) Your letter No.PUR/85/110 dated 16-11-1970.

With reference to your letter cited second on the above subject, I am directed to forward herewith a copy of the Government Notification No.CI 32 ICO 62 dated 5-6-1962 referred to therein and the following amendments issued thereon etc., for your information, as desired:-

i) Govt. Notification No.CI 64 ICO 62 dated 11-9-1962
ii) Govt. Notification No. CI 101 ICO 62 dated 7-12-1962.
iii) Govt. Notification No. CI 26 ICO 63 dated 16-7-1963.
iv) Govt. Notification. No.CI 47 ICO 63 dated 13-2-1964.
v) Govt. Notification No. CI 38 IDF 64 dated 23-3-1964.
vi) Govt. Notification No. CI 38 IDF 64 dated 5-5-1965.
vii) Govt. Notification No. AFD 16 FDP 62 dated 20-2-1965.
viii) Govt. Notification No. CI 43 DOC 69 dated 11-7-1969.

Yours faithfully,

2-1-71

(S.N.Krishna Murthy)
Special Officer & Ex-Officio
Under Secretary to Government,
Agriculture & Forest Department.

Copy to: Commerce & Industries Department.
Chief Conservator of Forests (General) in Mysore, Bangalore. } for information.

mvds/27114/

AFD 90 FDP69 Supreme Govt. Industrial Concerns Employees Retiring Gratuity Rules 1962 – etc.

Sl. No. 15 (Form) p 40

102

To

The Chief Engineer,
Bangalore.

Sir,

Ref: i) Govt. Order AFD 90 FDP69 dt. 8/9-9-1970.
ii) Your letter No. PUR/RS/110 dt. 16-11-1970

-oo-

With reference to your letter cited second on the above subject, I am directed to forward herewith a copy of the Govt. notification No. CI 32-1C062 dt. 5-8-1962 referred to therein and the following amendments issued thereon etc. for your information, as desired :—

103

i) Gen notification no CT 64 IC0-62 dt 11-9-1962

ii) Gen — do — no. CT 101 - IC0-62 dt 7-12-1962

iii) — do — no. CT 26 - IC0-63 dt 16.7-1963

iv) — do — no. CT 47 - IC0-63 dt 13-2-1964.

v) — do — no. CT 38 IPF-64 dt 23-9-1964.

vi) — do — no. CT 38 IPF-64 dt 5-5-1965

vii) Gen notification no. AD 16 FDP62 dt 20-2-1965

viii) Gen notification no. CT 43 DBC 69 dt 11-7-1969.

N.S.
14/11/70
AUS (Adm)
13/11

Copy to CX I
Copy to CEF (General) } for information.

R.on.14 — p 38

No.PV2/PV2/R5/110

Office of the Accountant General, Syndicate Bank Building Branch, BANGALORE-2. 104
16.X.70

To

The Secretary to Govt.of Mysore,
Agriculture & Forest Deptt.
BANGALORE I

Sir,

Sub:-Mysore Govt.Industrial concerns Employees retiring Gratuity Rules 62-Power to sanction gratuity claims -regarding

41597

***

p 33 e/ — Please refer to the Government order No.AFD 90. FDP 69 dt.8th Sept.1970 directing that the authority competent to sanction gratuity under rule XII of the Mysore Govt.Industrial Concerns employees Gratuity Rules 1962 is Conservator of Forests. A copy of the Mysore Govt.Industrial Concerns employees Gratuity Rules 1962 may please be sent for reference.

Yours faithfully,

Asst.Accountant General.

R.&L.SECTION
A.G.B.
28 OCT 1970

6665/PB/70

28/10/70

105 Nom. 13 (issue) fr. 31

No. AFD 90 FDP 69. (Euls).

Mysore Government Secretariat,
Vidhana Soudha,
Bangalore-1, Dated: 16th Sept.70.

U.O. NOTE.

Sub:- Forest Department - Mysore Government Industrial Concerns Employees Retiring Gratuity Rules, 1962 - Powers to sanction Gratuity claims etc., - Orders -

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With reference to U.O. No. FD/3131/SII/70 dated 31st August 1970, a copy of the Govt. Order No. AFD 90 FDP 69 dated 8th September 1970 issued on the above subject is forwarded to Finance Department (Codification) for information and making necessary provision in the M.F.C.

Despatched on 16-9-70

16/9. (S.N.Krishna Murthy),
Special Officer and Ex-Officio,
Under Secretary to Government,
(Forest).

Finance Department (Codification).

Copy to the Chief Conservator of Forests (General), Bangalore.

ISSUED
Date 16.9.70

GOVERNMENT OF MYSORE

NO. AFD 90 FDP 69

Mysore Government Secretariat,
Vidhana Soudha,
Dated, Bangalore, 16-9-1970.

From

The Secretary to the Government of Mysore,
Agriculture & Forest Department.

To

The Chief Conservator of Forests (General)
in Mysore, Bangalore.

Sir,

Sub:- Retiring Gratuity Scheme Rules, 1962 - Application of to the Industrial Concerns of the Forest Department - Clarification Regarding -

Ref:- Government Notification No. CI 32 ICO 62 dated the 5th June 1962.

2. Government Notification No. CI 43 DGC 69 dated the 11th July 1969.

3. Your letter No. A3-63-IET-238/61-62 dated the 8th September 1969.

With reference to your letter cited (3) on the above subject, I am directed to state as follows to the two points raised in regard to the grant of Retiring Gratuity as per orders issued in Government Notification dated 5-6-1962 and the subsequent amendments made thereon etc:-

(1) You may remember that the very object of the Mysore Government Industrial Employees Retiring Gratuity (First Amendment) Rules, 1969 as referred to in Govt. Notification dated 11-7-1969 cited (2) above, is to give benefits of such gratuity to the employees of the Industrial Concerns of the Forest Department in temporary services also; and the same is clear from clauses (i) and (ii) of Sub-Rule 10 of Rule III as now amended. Further the amended Rule III, Sub-Rule 10 being in the nature of amplification of and complementary to other Rules in question, does not appear to be in conflict with Sub-Rule 8 of Rule III of the Retiring Gratuity Rules, 1962 as adduced by you.

(2) As for your presumption that the employees of the Industrial Concerns of the Forest Department are eligible for grant of Retiring Gratuity in addition to the Bonus on retirement and Bonus to the dependents of the deceased employee as contemplated in Rule 23 and Rule 24 of the Works Service Rules, 1946, does not appear to be correct in that the Works Service Rules, 1946 as also the Mysore Government Industrial Concerns Employees Retiring Gratuity Rules, 1962 as amended from time to time and made applicable

contd.....2

to the Industrial Concerns of the Forest Department, are clear on the point. You would see that sanction of Bonus on Retirement under Rule 23 and Bonus to the dependents of the deceased Employee under Rule 24 of the Work Service Rules 1946 are given to those who are not entitled to the benefits of the Provident Fund, the contribution for which is compulsory under Rule 20 of the Work Service Rules 1946. On the other hand, the grant of Retiring Gratuity under Sub-Rule (1), (2) and (3) of Rule III relating to the conditions of grant is only by way of concession and given at the discretion of the Government, in addition to the benefits given under Provident Fund Rules also.

Yours faithfully,

S.N. Krishna Murthy

(S.N.Krishna Murthy)
Under Secretary to Government,
Agriculture & Forest Department.

Copy to:

The Conservator of Forests Kanara Circle, Dharwar/Belgaum/Coorg Circle, Mercara.
The Divisional Forest Officers, Shimoga/Hunsur.
The Officer-in-charge, Wood Preservation Plant, Shimoga.
The Forest Engineer, Belgaum.
Spare Copies -4.

mvds/159/

Sl. 00 XII — p. 34

108

S.R. Bhagwat, B.Sc.,(Hons), A.I.F.C.,
Conservator of Forests,
Kanara Circle.

- 2 -

Dharwar.

D.O.No. ACT/STR/ENG/DMD/310(3)/70-71.

Dated: 12th August, 70.

Dear Sri Krishnamurthy,

Sub: Retiring Gratuity to the employees of the Industrial concerns of the Forest Department - Delegation of powers of sanction etc., reg.

...

I invite your kind reference to D.O. letter No. A3-114-IET-3983/65-66 dated 31-7-70 of the Chief Conservator of Forests in Mysore, Bangalore, addressed to the Secretary to Government, Agriculture & Forest Department, Bangalore on the above subject and request you to obtain early orders of Government in the matter.

AD 98 FDP 89

2. It is evident from the correspondence that the settlement of the claims of the superannuated employees of the Jai Hind Saw Mill is pending for want of Government orders sought for by the Chief Conservator of Forests on the following points:

Y

5 2 4 7 / FB / 70

(1) To confirm presumption that the employees working against temporary posts in the industrial concerns of this Department are eligible for the Retiring Gratuity Scheme as per the amended rules and it is not necessary to fulfil the conditions of clause (8) of Rule III. (Vide para 2 of Chief Conservator's letter No. A3-63-IET/238/61-62 of 8-9-69) addressed to Government.

or to issue suitable modification to clause (8) of Rule III.

(2) To vest the Conservators of Forests with the power to sanction gratuity under the Mysore Industrial concerns Employees Retiring Gratuity (First Amendment) Rules, 1969 in respect of claims relating to persons employed in the industrial concerns lying under their jurisdiction (vide para 1 of Chief Conservator's even No. dated 15-10-1969 addressed to Government)

14/7/70
Action has already been taken. Anyway please examine the proposals
U.S. (Tech)

L P
14.8.70

3. Immediately the Government orders are received in the matter, action will be taken to issue one month's notice to the superannuated employees., now stated to be 41 in number, and to finalise their gratuity claims during that period.

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109

Since the continuance of the physically incapable superannuated employees is adversely affecting the out-turn of the mill and its economic running, I request you to please look into the matter and cause it to be dealt with on priority basis.

Yours sincerely,

(S.R. Bhagwat),

Sri S.N. Krishnamurthy, M.Sc.,
A.M.I.F.C.,
Special Officer & ex-officio
Under Secretary to Government,
Agriculture & Forest Department,
BANGALORE-1.

PROCEEDINGS OF THE GOVERNMENT OF MYSORE

Sub:- Forest Department - Mysore Government Industrial Concerns Employees Retiring Gratuity Rules, 1962 - Powers to sanction Gratuity claims etc. - Ordered -

ORDER NO. AFD 90 FDP 69,

DATED BANGALORE THE 8TH SEPTEMBER 1970.

With reference to the Chief Conservator of Forest's letter No.A3-63-IET-238/61-62 dated the 15th October 1969 on the subject mentioned above, the Governor is pleased to direct that the authority competent to sanction gratuity under Rule XII of the Mysore Government Industrial Concerns Employees Gratuity Rules, 1962, as indicated in Government Notification No.CI 101 ICO 62 dated the 7th December 1962, in so far as they relate to the Industrial Concerns of the Forest Department, shall be the Conservator of Forests concerned under whose jurisdiction the Industrial Concerns referred to lie to sanction gratuity claims and the Chief Conservator of Forests to decide the appeals arising out of such claims in conformity with the Mysore Government Industrial Concerns Employees Retiring Gratuity Rules, 1962 as amended from time to time, until further orders.

This order issues with the concurrence of Finance Department vide their U.O.No.FD/313/SII/70 dated 31-8-1970.

S N Krishna murthy
(S.N.Krishna Murthy)
Under Secretary to Government,
Agriculture & Forest Department.

To
The Chief Conservator of Forests (General) in Mysore, Bangalore.
The Chief Conservator of Forests (Development).
The Accountant General, Mysore, Bangalore.
The Conservator of Forests, Kanara Circle, Dharwar/Coorg Circle, Mercara/Belgaum/Shimoga/Mysore/Bellary.
The Officer-in-charge, Wood Preservation Plant, Shimoga.
The Divisional Forest Officers, Shimoga/Hunsur.
The Forest Engineer, Belgaum.
The Food Civil Supplies & Labour Department.
The Finance Department (Budget) /Commerce & Industries Dept.
The Monthly Volume.
Section Guard File.

mvds/89/

111 32

Y.M.L.Sharma, M.Sc., A.I.F.C.,
Chief Conservator of Forests.

D.O.NO.A3-114-IET-3983/65-66.

New Public Offices,
Bangalore-1
Dated: 31/7/70

Dear Sri Naik,

Sub: Retiring Gratuity to the employees of the Industrial Concerns of the Forest Department - Delegation of powers of sanction etc., reg -

Ref: Your No.AFD-90-FDP-69(ii), dated 15/16-6-1970 addressed to Sri M.S.Anantharaman and copied to this office.

5103
31.7.70.

-x-

I have to state that in this Office reference of even number dated 4.2.1970 (copy enclosed), the Conservator of Forests, Kanara Circle, Dharwar was requested to take action to retire the superannuated employees of the Jai Hind Saw Mills, Dandeli and also to take immediate steps to allow to the employees the benefits as contemplated in the G.O.NO.AFD-28-FDP-66, dated 19.8.1967.

2. The Conservator of Forests, Kanara Circle, Dharwar in the circumstances reported vide his letter No.ACT-STR-ENG-DMD/310(3)/1970-71 dated 23.7.1970 (copy with a copy of its enclosures enclosed) has said that the solution to the problem of retiring the superannuated employees lies in the obtaining of urgent orders of the Government on this Office reference No.A3-63-IET-238/61-62, dated 8.9.1969 lest a major flare up in the Industry consequent on the retirement of the employees will arise which the Forest Engineer, Engineering Division, Belgaum may not be able to deal.

3. In the interest of the peaceful running of the Industry and also to avoid labour un-rest I request that urgent orders of the Government on this Office reference No.A3-63-IET-238/61-62, dated 8.9.1969 and 15.10.1969 may be obtained and communicated early.

Yours sincerely,
Y.M.L.Sharma

Sri.R.A.Naik, I.A.S.,
Secretary to Government,
Agriculture and Forest Department,
Bangalore.

Gs.

P/S 67

C/67 31/7

PA

Seen. This ascertained from the Section that
The Connected file has been sent to the C&I Dept. on 23.6.70 with draft G.O.
for personal before issue. It has not yet been received
back in the Dept.

DS may kindly telephone the US/SC, C&I
concerned & ascertain when the file

1.8.70.

31

is likely to be returned.

112

DS

1/8

3/8/70

Dy. Secy., A & D
No. 1628.1/8

5066/FB/70

The file bearing no. AFD 90 FDP 69(ii) which has been marked to C & I Deptt. on 23.6.70 may kindly be returned immediately.

3/8/70
G. B DESHPANDE
Dy. Secy., A. & F. Deptt.

C & I Deptt.

The file has since been sent back and dealt with on the subject.

Copy of letter No.A3-114-IFT-3982/65-66, dated 4-2-1970 from the Chief Conservator ofForests, in Mysore, Bangalore, to the Conservator of Forests, Kanara Circle, Dharwar.

-o-

Sub: Retirement of the superannuated employees of the Jai Hind Saw Mills, Dandeli.

Ref: Your No.CT-STR-INC-IND/310(3)/1969-70 dated 24.1.1970.

According to the Government Order No.AFD-128-FDP-66, dated 19.8.1967 a copy of which is sent to you with this office letter No.A1(b)-114-IFT-3983/65-66 dated 6.9.1967 and a copy of which is herewith enclosed, the employees of the Jai Hind Saw Mills, Dandeli who are temporary and are not getting the benefits of the "Retiring Gratuity" Scheme may be allowed on retirement either to have the full benefit of the provident fund under the Employees provident Fund Act, 1952 or the Provident Fund plus the sum equivalent to the difference of retirement bonus accrued to each one of them as per rule No.23 or 24 of the Work Service Rules, 1946 and the Provident Fund, which ever is beneficial to them, as a very special case.

2. Orders of the Government in regard to the authority competent to sanction the Retirement Gratuity and clarifications on other points raised in t is office letter No.A3-63-IFT-238/61-62, dated 8.9.69 addressed to Government and copied to you are still awaited.

3. The grant of retirement benefits will arise only after the retirement of the employees. You are therefore requested to take action to retire the superannuated employees and also take immediat action to allow them the benefits as contemplated in the G.O.No. AFD-128-FDP-66, dated 19.8.1967.

/Copy/

Gs

CHIEF CONSERVATOR OF FORESTS.

29

114

No.ACT.STR.ENG.DMD/310(3)/1970-71.

Office of the,
Conservator of Forests,
Kanara Circle.
Dharwar: Date: -7-1970

To

The Chief Conservator of Forests,
in Mysore, Bangalore.

Sir,

Sub:-Retirement gratuity scheme in the Industrial concerns of the Forest Department - Retirement of the superannuated employees of the Jai Hind Saw Mills, Dandeli.

Ref:-Your No.A3-114-IET/3982/65-66 dt.4-2-1970.

-o-

I enclose herewith a copy of letter No.ACT-STR/DMD/159/69-70 dt.1-7-1970 of the Forest Engineer, Belgaum explaining in detail the circumstances under which he is unable to take action to retire the superannuated employees of the Jai Hind Saw Mill, Dandeli.

2. It is seen from the correspondence that the 21 temporary employees of the Jai Hind Saw Mills who attained the age of superannuation about 4 years back were not retired, but continued in service, Since the President of the Rashtriya Mazdoor Sangh, Dandeli initiated the conciliation proceedings with the Assistant Labour Commissioner, Hubli, insisting on the payments of retiring benefits (including gratuity) due to the employees before they are retired. In the conciliation meeting held in Hubli on 29-11-1967, the Forest Engineer, Belgaum agreed for the settlement of the retirement benefits before they are retired. This commitment was made and the termination notices served on the employees were withdrawn as agreed to by the Management and the Employees Union in the conciliation meeting to continue the superannuated employees in service till the gratuity accounts are settled.

3. It is stated in your letter No.A3-114-IET-3982/65-66 dt.4-2-1970 that the temporary employees of the Jai Hind Saw Mill are not eligible for the benefits of the "retiring gratuity" scheme and hence they may be allowed on retirement, the retirement benefits as conteplated in G.O.No.AFD-128-FDP-66 dt.19-8-1967. In this connection, it may be pointed out here that the order of giving retiring benefits was issued in G.O. dt

19-8-1967 as the question of giving benefits of the retiring gratuity was not decided then. Now that orders have been issued in G.O.No.AFD-16-FDP-62 dt.28-7-1969 applying the retiring gratuity scheme to the employees of the Jai Hind Saw Mills as originally sanctioned in G.O.No.AFD-16-FDP-62 dt.20-2-1965, it is ~~not~~ but natural that the superannuated employees should be unwilling to forgo the retiring gratuity. Moreover, it is not yet clarified by Government whether gratuity is admissible in addition to the retirement bonus (kindly vide your No.A3-63-IET-238/61-62 dt.8-9-1969 in this connection).

4. The solution to this problem therefore lies in not merely asking the Forest Engineer to ~~x~~ issue termination notices to the superannuated employees in view of the commitment made in the conciliation meeting referred to above, ~~but~~ but in obtaining urgently clarification sought in your letter dt.8-9-1969 from Government and taking final decision in the matter at the higher level. It is also a matter for consideration whether it would legally be permissible to issue termination notices to the superannuated employees without settling their claims by overlooking the ~~x~~ commitment made in the conciliation meeting.

5. The E.P.F.slips have been issued by the Regional Provident Fund Commissioner, Bangalore, upto 1968-69. Whether or not the temporary employees of the Jai Hind Saw Mills are eligible for the "retiring gratuity" remains to be decided and once Government orders are received on the issues referred to in your letters dt. 12-8-1969 and 8-9-1969, the Forest Engineer would be instructed to take action to finalise the ~~xx~~ claims of the superannuated employees within 3 months of receipt of the orders and also issue termination ~~xxxxx~~ notices This is necessary to avoid a major flare up which the Forest Engineer may not be able to deal with as explained in his report.

6. The President, Sri.R.G.Kamat, is now complaining that the superannuated employees are working in the mill against their will and it is essential that their claims for gratuity and other benefits should be settled both in the interest of employees and maintaining the ~~xxxxxx~~-

efficiency and outturn of the mill. It is a fact that the continuance of the superannuated employees in service is affecting the outturn of the mill and if the mill is to be run without losses, its outturn and efficiency will have to be maintained by terminating the services of the employees incapable of discharging their duties properly.

7. In view of the forgoing remarks, I feel that this issue should be given personal attention even at Government level and clear orders issued to the Forest Engineer depicting the line of action to be taken by him.

Yours faithfully,

(S.R.Bhagwat.
Conservator of Forests,
Kanara Circle, Dharwar.

PSD/22/=

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Subject:- Grievances of the employees of the Jai Hind Saw Mills, Dandeli and the employees in the Engineering Division, Belgaum.

No.ACT/STR/DMD/159/69-70/70-71.
Belgaum: / -7-1970.

To

The Conservator of Forests,
Kanara Circle, Dharwar.

Sir,

Ref:- Your No.ACT/STR/DMD/310(3) of 27-3-1970.

The Chief Conservator of Forests, in Mysore, Bangalore under his No.A3-114-IET-3982/65-66 of 2-5-1970 has drawn the attention of his even No. of 4-2-1970 where-in he has stated that the grant of retirement benefits will arise only after the retirement of the employees. Further he has also given orders to retire the superannuated employees and to take action to allow the benefits as contemplated in G.O.No.AFD-128-FDP-66 dated 19-8-1967.

Shri R.G.Kamat Ex-MLA in para IA of his letter dated 30-1-1970 has stated that ~~xxx~~ superannuated employees have been continued in service as per the settlement in the concillation meeting till the workers are paid their gratuity amount. This settlement of gratuity amount is still under the consideration of Government.

The Chief Conservator of Forests in his letter ~~xx~~ of 4-2-1970 has only emphasised on retirement benefit and not on gratuity amount. Retiring benefits only include retiring bonus admissible as per rule 23 & 24 of Work Service Rule and Employees Provident Fund and not the gratuity. The order of giving retiring benefits was issued under Govt. order No.AFD-128-FDP-66 of 19-8-67 as the question of giving benefits of the retiring gratuit to the temporary employees was not decided them. Now orders have already been received to give the gratuity amount to the temporary employees of the Jai Hind Saw Mills, Dandeli. But the details of the payment to be made to the employees cannot be worked out on account of the following reasons.

(i) The question of granting gratuity in addition to the bonus on retirement needs to be clarified in view of the retiring gratuity scheme sanctioned by Govt. under Govt. letter No.AFD-16-FDP-62 dated 28-7-1969 (In this connection kindly vide C.C.F.'s No.A3-63-IET-238/61-62 dated 8-9-1969)

(ii) Delegation of powers to the Conservator of Forests under whose jurisdication the Industrial concern lies and power to sanction gratuity will have to be decided by Government. (Kindly C.C.F's No.A3-63-IET-238/61-62 of 12-8-1969).

P.T.O....2...

(iii) To retire the employees of the Jai Hind Saw Mill Dandeli, they are to be served with notices for the termination of their services. Previously in the concillation proceedings before the Asstt. Labour Commissioner, Belgaum Division, Hubli on 29-11-1967 the termination notices were withdrawn by my predecessor as agreed to by the Management and the Employees Union till the gratuity accounts are settle. Thus these superannuated employees have been continued till-to-day as the issue is interlinked with the settlement of gratuity accounts. Since the Department has made commitment in the past the undersigned is unable to issue termination notices. If notices are issued and the employees are made to retire before the payment of gratuity amount there will be major flare up in the Mill and the Union will take recourse to legal proceedings.

This question of retiring the superannuated employees was also discussed with the Asst. Labour Commissioner, Hubli on 25-2-1970 and he was also of the opinion that the employees cannot be sent out of service till the above issues are settled by Government. Hence Agriculture and Forest Department may be approached to take up the issue immediately and decide the question of bonus and gratuity and issue necessary orders to terminate such of employees.

Yours faithfully,

(B.N.Patil.)
Forest Engineer,
Engineering Divn. Belgaum.

PN/1.7

Gl. ord XI (Misc) p-24.
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Sub: Forest Department - Mysore Government Industrial Concerns Employees Retiring Gratuity Rules, 1962 - Powers to sanction Gratuity claims etc - Ordered -

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PROCEEDINGS OF THE GOVT. OF MYSORE.

ORDER NO.AFD 90 FDP 69

DATED BANGALORE THE 8th September ~~MARCH/APRIL~~ 1970.

p10 cf

With reference to the letter No.A3-63-IET-238/61-62 dated the 15th October 1969 received ~~from the C.C.F.~~ on the subject mentioned above, the Governor is pleased to direct that the authority competent to sanction gratuity under Rule XII of the Mysore Government Industrial Concerns Employees Gratuity Rules, 1962, as indicated in Govt. Notification No. CI 101 ICO 62 dated the 7th December 1962, in so far as they relate to the Industrial Concerns of the Forest Department, shall be the Conservator of Forests concerned under whose jurisdiction the Industrial Concerns referred to lie ~~and~~ to sanction gratuity claims and the C.C.F. to decide the appeals arising out of such claims in conformity with the Mysore Govt. ~~Retiring~~ Industrial Concerns Employees Retiring Grautity Rules, 1962 as amended from time to time, until further orders.

p. 11/flag (T)

pp 1-19/flag (T)

This order issues with the concurrence of F.D. vide their U.O.No. FD/3131/SII/70 dt. 31.8.1970.

7/8/70 Under Secretary to Govt.
A & F.D.

To
The C.C.F.
The C.C.F.(D)./The A.G.Mysore, Bangalore.
The Conservator of Forests, Kanara Circle, Dharwar/ Coorg Circle, Mercara/Belgaum/Shimoga/Mysore/ Bellary.
The Officer-in-charge, W.P.P.Shimoga.
The D.F.Os.Shimoga/Hunsur.
The Forest Engineer, Belgaum.
The F.C.L.Department.
The F.D.(B)./ C & I Department.
The Monthly Volume
The Guard File.

Issued 9.9.70

Sl. No. X — p. 23

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No.AFD 90 FDP 69.

To

The C.C.F.

Sir,

Sub: Retiring Gratuity Scheme Rules, 1962 - Application of to the Industrial Concerns of the Forest Department -Clarification Regarding -

pp1-9/- flag (T) — Ref: Govt. Notification No.CI 32 ICO 62 dated the 5th June 1962.

pp 2-1 cf — 2.Govt. Notification No.CI 43 DGC 69 dated the 11th July 1969.

p 7 cf — 3.Your letter No.A3-63-IET-238/61-62 dated the 8th September 1969.

With reference to your letter cited (3) on the above subject, I am directed to state as follows to the two points raised in regard to the grant of Retiring Gratuity as per orders issued in Govt. Notification dated 5-6-1962 and the subsequent amendments made thereon etc:-

flag (T)/pp1-9.

(1) You may remember that the very object of the Mysore Govt. Industrial Employees Retiring Gratuity (First Amendment) Rules,1969 as referred to in Govt. Notification dated 11-7-1969 cited (2) above, is to give benefits of such gratuity to the employees of the Industrial Concerns of the Forest Department in temporary services also, and the same is clear from clauses (i) and (ii)of Sub-rule 10 of Rule III as now amended. Further,the amended Rule III, Sub-Rule 10 being in the nature of amplification of and complementary to other Rules in question, does not appear to be in conflict with Sub-Rule 8 of Rule III of the Retiring Gratuity Rules,1962 as adduced by you.

pp2-1 cf

ISSUED 16.9.70

(2) As for your presumption that the employees of the Industrial Concerns of the Forest Department are eligible for grant of Retiring Gratuity in addition to the Bonus on retirement and Bonus to the dependents

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of the deceased employee as contemplated in Rule 23 and Rule 24 of the Works Service Rules, 1946, ~~the same is patently wrong~~ does not appear to be correct in that the Works Service Rules, 1946 as also the Mysore Govt. Industrial Concerns Employees Retiring Gratuity Rules, 1962 as amended from time to time and made applicable to the Industrial Concerns of the Forest Department, are clear on the point. You would see that sanction of Bonus on Retirment under Rule 23 and Bonus to the dependents of the deceased Employees under Rule 24 of the W.S.R.1946 are given to those who are not entitled to the benefits of the Provident Fund, the contribution for which is compulsory under Rule 20 of the W.S.R.1946. On the other hand, the grant of Retiring Gratuity under Sub-Rule (1),(2) and (3) of Rule III relating to the conditions of grants is only by way of concession and is given at the discretion of the Govt., in addition to the benefits given under Provident Fund Rules also.

Yours faithfully,

Under Secretary to Govt.
A & F.D.

Copy to:

The C.F.Kanara Circle, Dharwar/Belgaum/Coorg Circle, Mercara.
The D.F.Os, Shimoga/Hunsur.
The Officer-in-charge, W.P.P.Shimoga.
The Forest Engineer, Belgaum.
Spare Copies - 4

PROCEEDINGS OF THE GOVERNMENT OF MYSORE

SUB: Grant of retiring benefits to the employees of the Jai Hind Saw Mills, Dandeli - Sanction of - Order.

ORDER NO. AFD 128 FDP 66

BANGALORE DATED THE 19th AUGUST 1967

READ:-

Government Notification No.AFD 16 FDP 62 dated 20-2-1965.

2. Letter No.A1(b)114-IET-3983/65-66 dated 7-9-1966 from the Chief Conservator of Forests in Mysore, Bangalore.

PREAMBLE:-

Government in their Notification cited have made applicable "Retiring Gratuity" scheme to the employees of the Industrial Concerns of the Forest Department. The Chief Conservator of Forests in his letter cited has reported that many of the employees of the Jai Hind Saw Mills, Dandeli are being temporary, cannot be made applicable the retiring gratuity scheme as contemplated. The Employees of the Industrial Concerns are also urging that they may be allowed the benefit of the retiring gratuity even though many of them are being continued as temporary. The question of granting the retiring gratuity to the temporary employees is still under consideration of Government, and it may take some more time to decide. In the meanwhile, since some of the employees of the Jai Hind Saw Mills, are retiring without getting any benefit, the Chief Conservator of Forests has suggested that such of them, may be given either the benefit of "Retirement bonus" plus the refund of actual Provident Fund Contribution made by them or the full benefit of Provident Fund Contribution, whichever is beneficial to them as per rules. According to the report of the Chief Conservator of Forests many of the employees would be benefitted by the grant of "Retirement bonus" rather than of Provident Fund on their retirement.

O R D E R

As contribution to the "Provident Fund" under Rule 20 of the Works Service Rules 1946 is compulsory and also a statutory obligation under Employees Provident Funds Act, 1952, the Government are pleased to direct that such of the employees of the Jai Hind Saw Mills, Dandeli, who are temporary and are not getting benefits of "Retiring Gratuity" scheme contemplated in the Notification cited, may be allowed, on retirement, either to have the full benefit of the Provident Fund under Employees Provident Funds Act, 1952 or the Provident Fund plus the sum equivalent to the difference of retirement bonus accrued to each one of them as per Rule No.23 or 24 of Works Service Rules, 1946 and the Provident Fund, whichever is beneficial to them, as a very special case.

The Chief Conservator of Forests should take action to make payment ~~xxxxx~~ to the employees on the above lines and also arrange to render proper accounts of the Provident Fund Contribution of the Employees concerned to the Regional Provident Commissioner, Bangalore, to finalise their claims.

This Order issues with the concurrence of Finance Department vide No.4969/Secy.FD/67 dated 11-8-1967.

By Order and in the name of the Governor of Mysore,

(M.A. Winston),
Under Secretary to Government,
Agriculture and Forest Department.

P.T.O.

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To

The Chief Conservator of Forests in Mysore, Bangalore.

The Accountant General, Mysore, Bangalore.

The Finance Department(Budget)

Copy to ¾

The L.M.A. Department(Labour)

The Regional Provident Commissioner, Bangalore.

The Commerce & Industries Department.

The Conservator of Forests, Kanara Circle, Dharwar.

The Forext Engineer, Engineering Division, Belgaum.

Copy to File No.AFD 16 FDP 62

Copy to W.G.

RGNN/19-8
MGS/MS/50 copies

124 Bangalore 19
Dt.29-1-1970.
31

From:
M.S. ANANTHA RAMAN
c/o SMT. RAJALAKSHMI NARAYAN
No.27, III CROSS ROAD, GANDHIBAZAR
BASAVANGUDI
BANGALORE-4.

Min. of St. Forests,
MFP No. 82 Date 16/2/70

To:

The Chief Conservator of Forests in Mysore,
New Public Offices,
BANGALORE-1.

Dy. Secy., A&F
No. 412
6/2/70

D/S to examine and expedite. Why this is pending since long. put up

Sir,

Sub: Retiring Gratuity Scheme to the Industrial Establishments of the Mysore Forest Department - Giving retrospective effect and settlement of claims.

After my first letter of 21-9-1969 I had rendered my bill to you for settlement of my gratuity claims in my letter of 17-11-1969 and so far my claims are not settled, nor the position intimated to me. It is a matter dragging on since years and I request you kindly to expedite settlement.

1288/A&F/70

With regards,

Yours faithfully,

M.S. Ananta Raman
31/1/70

copy for favour of kind perusal and action to:

1. The Secretary to Government, Forest Department, Vidhana Soudha, Bangalore-1 in continuation of my letters dated 28-11-1969 and 12-1-1970 with a request kindly to expedite a reply to the Chief Conservator of Forests with regard to delegation of powers for settlement of claims pending in Government to enable him for arranging payment.

Same as p 186

2. Shri. Alur Hanumantappa, Hon'ble Minister for Forests, Vidhana Soudha, Bangalore-1 with a request kindly to expedite matters pending at Government level.

Sl. no. IX — p 18

125

No.A3-63-IET-238/61-62. Chief Conservator's Office,
Bangalore, dated: 6 - 2-1970

To

The Secretary to Government,
Agriculture and Forest Department,
Bangalore.

Mail SECTION
A.&F.D.
Date 7 FEB 1970
No. 05769
Subject

Sir,

Sub: Retiring Gratuity Scheme - Introduction of in the Industrial Concerns of the Forest Department- Notification.

-o-

p 74 p 124

I invite your reference to this office letter of even No.dated 8.9.1969 and subsequent reminder dated 20-11-1969 and request that orders of the Government confirming the presumptions made there-in may kindly be obtained and communicated early.

1049/FA/70 7/2

Yours faithfully,

Gs

Chief Conservator of Forests.

Sd 8/2 7/2

81. m. VIII — 6 — 19

126

No.A3-63-IFT-238/61-62. Chief Conservator's Office,
Bangalore, dated: 6 -2-1970.

To

The Secretary to Government,
Agriculture and Forest Departmmnt,
Bangalore.

R.&L. SECTION
A.&F.D.
No.
Date 7 FEB 1970
05768
Sections

Sir,

Sub: Retiring Gratuity Scheme - Introduction of in the Industrial Concerns of the Forest Department.

-•-

D10 ✓ p.11 ✓

I invite your reference to this office letter of even No. dated 15.10.1969 and subsequent reminder dated 19.11.1969 and request that orders of the Government in the matter may kindly be obtained and communicated early.

Yours faithfully,

Chief Conservator of Forests.

Gs.

1048/FAT 70
7/2

Sec
&
7/2

127 Bangalore
Dt.29-1-1970.
31

From:

M.S. ANANTHA RAMAN
c/o SMT. RAJALAKSHMI NARAYAN
No.27, III CROSS ROAD, GANDHIBAZAR
BASAVANGUDI
BANGALORE-4.

To:

The Chief Conservator of Forests in Mysore,
New Public Offices,
BANGALORE-1.

04873

Sir,

Sub: Retiring Gratuity Scheme to the Industrial Establishments of the Mysore Forest Department - Giving retrospective effect and settlement of claims.

839/FA/20
2/2

After my first letter of 21-9-1969 I had rendered my bill to you for settlement of my gratuity claims in my letter of 17-11-1969 and so far my claims are not settled, nor the position intimated to me. It is a matter dragging on since years and I request you kindly to expedite settlement.

With regards,

Yours faithfully,

M.S. Anantharaman
31/1/70

S.PAR
2/2

copy for favour of kind perusal and action to:

1. The Secretary to Government, Forest Department, Vidhana Soudha, Bangalore-1 in continuation of my letters dated 28-11-1969 and 12-1-1970 with a request kindly to expedite a reply to the Chief Conservator of Forests with regard to delegation of powers for settlement of claims pending in Government to enable him for arranging payment.

2. Shri. Alur Hanumantappa, Hon'ble Minister for Forests, Vidhana Soudha, Bangalore-1 with a request kindly to expedite matters pending at Government level.

Pl. m. VII - p 15

128

Dated 12-1-1970.

R & L SECTION
A. & F. D.
No. 01886
Date 13 JAN 1970
Section ..... To

From
M.S.Anantha Raman,
C/o Smt.Rajalakshmi Narayan,
No.27, II Cross,
Basavanagudi,
BANGALORE 4.

351/FA/20
15/1.

The Secretary to the
Govt. of Mysore,
Agriculture & Forest Departments,
Mysore Govt. Secretariat,
Vidhana Soudha, Bangalore 1.

Sir,

Sub: Retiring Gratuity to the Employees of the Industrial Concerns of the Forest Dept. Giving retrospective effect of -

---

Ref: Your letter No.AFD 16 FDP.62 dated 9-9-69.

Kindly refer to my representation dated 28.11.69. I request you to kindly cause to furnish the details to the Chief Conservator of Forests to enable him to settle my claim at the earliest date. I understand the Chief Conservator of Forests has also addressed you in this connection in October 69 and the matter is long pending. I once again request you for early disposal of this reference.

Thanking you,

Yours faithfully,

M.S. Anantha Raman

(M.S.Anantha Raman). 12/1

Sub
13/1

81.000.VI - p.14

129

A3-63-ITT-238/61-62

The Chief Conservator of Forests
in Mysore, Bangalore-1

17-12-1969.

R.&L. SECTION
A.&E.D.
No.
Date 18 DEC 1969
Section

The Director of Vigilance,
Mysore State Vigilance Commission,
Bangalore.

Retiring Gratuity Scheme - Settlement of the claims of Sri P.K.Krishna Nair.

4520

Ref: Your No.GRV-465-1738/69-70 dated 3.12.1969.

-o-

8240/FA/6
18/12

I have to state that the issue relating to the delegation of the powers to the Departments officers in regard to the sanction of the gratuity and certain other clarifications sought for from Government are awaited. After the receipt of the orders of the Government in this behalf action will be taken to settle the claims of Sri Krishna Nair.

2. The representation dated 28.11.1969 of Sri P.K.Krishna Nair received with your letter under reference is here-with returned.

Yours faithfully,

Chief Conservator of Forests.

GS.

Copy submitted to the Secretary to Government, Agriculture and Forest Department in continuation of this office letters of even number dated 8.9.69 and 15.10. 1969 for information and issue of needful orders.

5899/FA/6
9/1

p79

p106

Sl. m. V — p 13

130

From:

M. S. Anantha Raman
C/o Smt. Rajalakshmi Narayan
No. 27, II Cross
Basavanagudi
Bangalore - 4.

Bangalore - 4.

28th Novr. 1969.

To:

43004 The Secretary to the
Government of Mysore
Agriculture & Forest Departments
Mysore Govt. Secretariat
Vidhana Soudha, Bangalore - 1.

7821/FAG
29/11

Sir,

Sub:- Retiring Gratuity to the Employees of the Industrial Concerns of the Forest Department - Giving retrospective effect of

Ref:- Your letter No. AFD 16 FDP 62 dated 9th September 1969.

As per your above letter I contacted the Chief Conservator of Forests and rendered my Bill for the settlement of the Retiring Gratuity due to me.

I understand that the matter has been referred to you once again for clarifying the delegation of powers with regard to the settlement of my claim, and my Bill is held up for want of these details.

I shall be highly obliged if you will kindly furnish the details to the Chief Conservator of Forests at your earliest convenience and thus enable me to get my claim settled early.

Thanking you in anticipation, I remain

Yours faithfully,

M.S. Anantha Raman

(M.S.Anantha Raman) 28/11

Sec P
29/11

13 12

NO.A3-63-IFT-238/61-62 Chief Conservator's Office,
Bangalore, dated: 20-11-1969.

To
The Secretary to Government,
Agriculture and Forest Department,
Bangalore.

Sir,

Sub: Retiring Gratuity Scheme - Introduction of in the Industrial Concerns of the Forest Department- Notification.

-o-

R.&I. SECTION
41969

I invite your reference to this office letter of even number dated 8.9.1969 and request that orders of the Government confirming the presumption made there-in may kindly be obtained and communicated early.

Yours faithfully,

CHIEF CONSERVATOR OF FORESTS.

19/11

CS

7629/RA/6
21/XI

21/11

132 11

NO.A3-63-IFT-238/61-62

Chief Conservator's Office,
Bangalore, dated: -11.1969.

To

The Secretary to Government of Mysore,
Agriculture and Forest Department,
Bangalore.

Sir,

R. & I. SECTION
A.&F.D.
No. .....
Date 19 NOV 1969
Section.....
41882

Sub: Retiring Gratuity Scheme - Introduction of in the Industrial Concerns of the Forest Department- powers to sanction gratuity - proposals - Regarding-

---

I invite your reference to this office letter of even number dated 15.10.1969 and request that orders of the Government in the matter may kindly be obtained and communicated early.

7598/FAG 20/11

Yours faithfully

18/11

CHIEF CONSERVATOR OF FORESTS.

CS

81.m.IV — P 10

133

C.F. No. 15

GOVERNMENT OF MYSORE

R. & I. SECTION
A.F.D.
37487
Section 67 67/2/1/89

OFFICE OF

No. A3:63-LHC-238/61-62. The Chief Conservator of Forests in Mysore, Bangalore-1

Encls: Date

To

Date 15-10-1969.

The Secretary to Government
Agriculture and Forest Department,
Bangalore.

Sir,

Sub: Retiring Gratuity Scheme - Intraduction of in the Industrial Concerns of the Forest Department powers to sanction gratuity - proposals - Reg.

Ref: Your No.AFD-90-FDP-69, dated 3/4-9-1969. - pp5-6 ef

-o-

The Conservators of Forests, may be vested with the powers to sanction gratuity under the Mysore Government Industrial Concerns Employees Retiring Gratuity (First Amendment) Rules, 1969 in respect of claims relating to persons employed in the Industrial concerns lying under their jurisdiction. The position of the Forest Engineer/Officer-in-charge/Divisional Forest Officer in relation to the operation of the Retiring Gratuity Scheme may be treated as that of the Head of the Office.

17/10.

2. The Chief Conservator of Forests may be vested with the powers to decide appeals falling under the Mysore Government Industrial Concerns Employees Retiring Gratuity (First Amendment) Rules, 1969. Kind ~~ref~~ reference is invited to the G.O.No.AFD-90-FDP-60 dated ~~16~~ 16-5-1961 where-in similar powers are vested with the Chief Conservator of Forests in the execution of powers contained in the work service Rules.

p 8 ef —

Yours faithfully,

Chief Conservator of Forests.

Gs.

GOVERNMENT OF MYSORE.

No.AFD 45 FDP 62.

Mysore Government Secretariat,
Vidhana Soudha,
Dated, Bangalore, 31-8-1964.

From

The Secretary to the Government of Mysore,
Agriculture & Forest Department.

To

The Accountant General,
Mysore, Bangalore.

Sir,

Sub: Forts service rules (1940)-Delegation of powers to the officers of the Forest Department to execute the rules.
Ref: Your letter No.F.B-I/4-7/321 dated 22-7-1964.

I am directed to confirm the presumption made in the letter under reference. The powers delegated through the Government Order No.FD 90 FDP 60 dated 26-5-1961 will continue to be exercised by the officers of the Forest Department till they are superceded by subsequent orders.

Yours faithfully,

Sd/-
(T.D.Samaiya)
Under Secy. to Govt. A & F.D.

Copy to the Chief Conservator of Forests in Mysore, Bangalore in continuation of Government letter of even number dated 27-8-1964 for information.

/ c o 57 /

PROCEEDINGS OF THE GOVERNMENT OF MYSORE.

Sub: Work Service Rules (1946) - Delegation of powers to Officers of the Mysore Forest Department to execute the Rules -

AGRICULTURE & FOREST DEPARTMENT.

G.O.No.AFD 90 FOR GO, BANGALORE, DATED 16 MAY 1961.

Reference:-

Government Order No.F.260-266-IAC 50-44-5, dated the 15th July 1946 (Work Service Rules).

Correspondence resting with letter No.A1(b)-46-IDT-1503/60-61 dated the 30th March 1961.

O R D E R.

The Chief Conservator of Forests, with a view to avoiding delays in the disposal of cases of leave, gratuity etc., pertaining to the workmen of the industrial concerns of the Forest Department, has proposed to delegate powers to the Officers of the Mysore Forest Department to execute the rules contained in the Government Order of 15th July 1946, quoted above.

Government is pleased to direct that the Gazetted Officers in charge of the industrial concerns of the Mysore Forest Department should exercise the powers in the execution of the rules contained in the Government Order No.F.260-266-IAC 50-44-5, dated the 15th July 1946 (Work Service Rules), with the exception of powers laid down in rules No.8,16,19,23,34 and 47 of the said Government Order which powers should be exercised by the Conservators of Forest Circles, in whose jurisdiction the industrial concerns lie. The Chief Conservator of Forests in Mysore is hereby invested with powers of deciding appeals falling under the Work Service Rules 1946 and he will hold the status of a Board of Management in this respect.

By Order and in the name of
the Governor of Mysore,

Sd/-
(B.Chockappa)
Under Secretary to Government,
Agriculture & Forest Department.

To
The Chief Conservator of Forests in Mysore, Bangalore.
The Accountant General, Mysore, Bangalore (through the Finance Department),
The Weekly Gazette.

/ c o p y /

Sl. no. III — 8 7

136

Office of the
Chief Conservator of Forests
in Mysore, Bangalore.
Dated the 8.9.69

No. A3.63-IET-238/61-62.

To

The Secretary to Government,
Agriculture & Forest Department,
Bangalore.

Sir,

33021

R. & L. SECTION
A. & F. D.
No.
Date 9 SEP 1969
Section

Sub:- Retiring Gratuity Scheme - Introduction of the Industrial Concerns of the Forest Department - Notification.

Ref:- This office letter of even number dated 12-8-69.- p 4 e 1

5899/PA/S
9/9

p54

According to the amendment issued to Clause 10 Rule 111 vide Notification No. CI 43 DGC 69 dated 11-7-1969, the period of temporary service will count as service qualifying for Gratuity under these rules if it is a temporary post and conditions laid down in Sub-rule (4) are satisfied. According to clause 8 of Rule III of The Mysore Government Industrial concerns employees Retiring Gratuity Rules, 1962, the service of an employee shall be reckoned from the date in which he begins to draw his pay in a permanent appointment even though the employee has been a member of the Provident Fund from an earlier date and service rendered by an employee before attaining the age of 18 years shall not be reckoned.

2. It is presumed that the employees working against temporary posts in the Industrial concerns of this Department are eligible for the Retiring Gratuity Scheme as per the amended rules and it is not necessary to fulfil the conditions of clause 8 of Rule III. This may kindly be confirmed or otherwise suitable modification to clause (8) of Rule III may kindly caused to be issued.

3. Further I request you to confirm the presumption that the employees of the Industrial concerns managed by this Department are eligible for the grant of Gratuity in addition to the Bonus on retirement and Bonus to the dependants of the deceased employee as contemplated in the Rule 23 and Rule 24 of the Work Service Rules.

Yours faithfully,

Chief Conservator of Forests.

AFD 90 FDP69. Retiring Gratuity Scheme - Introduction of in the Industrial concerns of the Fourth Defn. - Power to sanction gratuity - Proposals - Reg. Sl. no II (visin) — p. 6.4 137

2

The Cer-

Sir,

Pp 2-14 — Ref: i) Govt. notification no. CI 43 DGE-69 dt. 11-7-69.
ii) Govt. letter no. A3-63-IET-238/61-62
Sl. no. I — dt. 12-8-1969

-oo-

ISSUED
Dated 4/9

In working reference to the correspondence resting with Govt. letter cited above, I am directed to forward herewith a copy of the Govt. notification

Please type flag ©

no. CI 101-IEO-62 dt. 7-12-1962 on the above

p.5ct

138

subject, and to request you kindly to furnish your remarks on the proposal of the competent authority to sanction gratuity in the Irrn Deptt. made by you, in the light of Rule no. XII mentioned in the amendment in the Gov. Notification dt. 7-12-1962 referred to.

In case your present proposal for delegation of powers requested for, still stands, the position of the Irrn Engineer / Officer-in-charge / DFO as also the concerned CFs and the CCF ultimately in relation to the operation of the Retiring Gratuity Scheme in question should be clearly defined. Immediate Deptt is requested.

Y. F

Copy to CF Kamara circle, Dharwar / Comp circle, Mercara.
—do— Irrn Engineer, Engineering Dn, Belgaum.
—do— Officer-in-charge, W.P.P. Sirsi & DFO Karwar.

E 1 SUSC (A&C)

Se. no. I - p. 4 cf.
139

NO.A3-63-IET-238/61-62. Chief Conservator's Office,
Bangalore, dated: 11-8-1969.

To
The Secretary to Government,
Agriculture and Forest Department,
Bangalore.

R.&I. SECTION
AGRI.
No.
Date 13 AUG 1969
Subject

29024
5235/FA/69
13/8

Sir,

Sub: Retiring Gratuity Scheme - Introduction of in the Industrial Concerns of the Forest Department - Notificatio

Ref: Your No.AF-16-FDP-62 dated 28.7.1969.
ii. Notification No.CI 32 ICO 62 dated 5.6.62.
iii. Notification No.CI 64 ICO 62 dated 11.9.1962.
iv. Notification No.CI 43 DGC 69 dated 11.7.1969. — pp 2-1 cf.

-o-

According to the orders issued in the Notifications referred to above, the retiring gratuity scheme has been introduced in the following Industrial Concerns managed by this Department from the dates noted against each:-

1. Jai Hind Saw Mills, Dandeli .. 1-4-1960
2. Govt.Saw Mills, ~~Murkal~~ Shimoga. .. 1.4.1960
3. Govt.W.P.P.Shimoga and the Lorry Section attached to it. .. 1.4.1960
4. Govt.Saw Mills, Murkal. .. 29.1.1962

Sir
13/8

2. In the Mysore Government Industrial Concerns Gratuity Rules, 1962 the authority competent to sanction the Gratuity has not been indicated.

3. In view of the powers vested with the Conservators of Forests Circles to sanction Bonus on retirement and bonus to the dependants of the deceased employees under rule 23 and 24 of the work Service Rules vide G.O.No.AFD-90-FDP-60 dated 16.5.1961 (copy enclosed), I request that orders of the Government delegating to the Conservators of Forests under whose jurisdiction ~~ex~~ the Industrial Concern lies, the powers to sanction gratuity under the Mysore Government Industrial Concerns Gratuity Rules, 1962 may kindly be obtained and communicated early.

90FDP69
p3cy

Yours faithfully

CHIEF CONSERVATOROF FORESTS.

GS

PROCEEDINGS OF THE GOVT. OF MYSORE.

SUB: Work Service Rules (1946) Delegation of powers to Officers of the Mysore Forest Department to execute the Rules.

AGRICULTURE AND FOREST DEPARTMENT.

G.O.NO.AFD 90 FDP 60, BANGALORE:DATED: 16 MAY, 1961.

REFERENCE:-

Govt.Order No.D.260-266-I&C 52-44-5, dated the 15th July,1947(Work Service Rules).

Correspondence resting with letter No.A1(b)-46-IET.1503/60-61, dated the 20th March,1961.

ORDER.

The Chief Conservator of Forests, with a view to avoiding delays in the disposal of cases of leave, gratuity etc., pertaining to the workmen of the industrial concerns of the Forest Department, has proposed to delegate powers to the Officers of the Mysore Forest Department to execute the rules contained in the Govt.Order of 15th July,1946, quoted above.

Govt.is pleased to direct that the Gazetted Officers in charge of the industrial concerns of the Mysore Forest Department should exercise the powers in the execution of the rules contained in the Govt.Order No.D.260-266-I&C 52-44-5, dated the 15th July 1946(Work Service Rules), with the exeeption of powers laid down in rules No.2, 10, 19, 23, 24 and 27 of the said Government Order which powers should be exercised by the Conservators of Forest Circles, in whose jurisdiction the industrial concerns lie. The Chief Conservator of Forests in Mysore is hereby vested with powers of deciding appeals falling under the Work Service Rules 1946 and he will hold the status of a Board of Management in this respect.

By order & in the name of the Governor of Mysore
Sd/- (N.Choodappa),
U/s to Govt., Agri.&Ft.Deptt.

To

The Chief Conservator of Forests, in Mysore,Bangalore.

copy

Gs

Chief Conservator of Forests
in Mysore, Bangalore

GOVERNMENT OF MYSORE

No.CI 43 DGC 69

Mysore Government Secretariat,
'Vidhana Soudha'
Post Box No.353
Bangalore-1, 11th July 1969

NOTIFICATION.

In exercise of the powers conferred by the proviso to Article 309 of the Constitution of India, and in supersession of Notification No.AFD 16 FDR 62 dated 20th February 1965, the Governor of Mysore, hereby makes the following rules further to amend the Mysore Government Industrial Concerns Employees Retiring Gratuity Rules, 1962, namely:-

1.-Title and commencement: (1) These rules may be called the Mysore Government Industrial Concerns Employees Retiring Gratuity (First Amendment) Rules, 1969.

2. They shall come into force at once.

2. Amendment of rule 1:- In rule I of the Mysore Government Industrial Concerns Employees Retiring Gratuity Rules, 1962, (herein after referred to as the said rules), clause (ii) of sub-rule (3), shall be and shall always be deemed to have been omitted.

3. Amendment of rule III:- In sub-rule (10) of rule III of the said rules, for the words "The period of temporary service will count if it is followed without any break by permanent service qualifying for gratuity" the following words shall be and shall always be deemed to have been substituted, namely:-

"(10) The period of temporary service will count as service qualifying for gratuity under these rules if -

(i) it is followed without any break by permanent service qualifying for gratuity, or

(ii) it is in a temporary post and conditions ~~xxxd~~ laid down in sub-rule (4) are satisfied".

4. Amendment of Appendix I: (1) For Appendix I of the said rules the following Appendix shall be and shall always be deemed to have been substituted, namely:-

"APPENDIX - I

Government Industrial Concerns under the Board of Management for Industrial Concerns, or the Mysore Forest Department:

1 Government Electric Factory, Bangalore.
2 Government Soap Factory, Bangalore.
3 Central Industrial Workshop, Bangalore.
4 Mysore Implements Factory, Hassan.
5 Government Sandalwood Oil Factories, Mysore and Shimoga.
6 Government Silk Weaving Factory, Mysore.
7 Government Central Workshop, Mercara. (Those governed by Work Service Rules)
8 Government Silk Filatures, Kanakapura.
9 Government Silk Filatures, Kollegal.
10 Government Silk Filatures, Mysore.
11 Government Spun Silk Mills, Channapatna
12 Jai Hind Saw Mills, Dandeli.
13 Government Saw Mills, Shimoga.
14 Wood Preservation Plant, Shimoga and the Lorry Section attached thereto.

(2) after item 14 of the Appendix I as substituted under sub-rule (1) the following item shall be and shall always be deemed to have been inserted with effect from 29th January 1962, namely:-

"15. Government Saw Mills, Murkal".

(R.A.Ramaswamy)
Deputy Secretary to Government,
Commerce & Industries Department.

To

The Compiler, Mysore Gazette, for publication in the Gazette.

Copy to:-

1. The Director of Industries and Commerce, Bangalore.
2. The Directors in charge of Industrial Concerns.
3. The Director, Govt. Silk Industrial Concerns,
4. The Secretary, Board of Management of Government Industrial Concerns, Bangalore.
5. The Chief Conservator of Forests in Mysore, Bangalore.